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7 JAMES SCOTT,
8 Plaintiff,
9 v.
10 R. GARCIA,
11 Defendant.

Case No. 25-cv-00435-HSG

**ORDER DENYING AS MOOT
REQUEST FOR EXTENSION OF TIME
TO FILE OPPOSITION**

Re: Dkt. No. 31

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13 Plaintiff filed this *pro se* civil rights action pursuant to 42 U.S.C. § 1983, alleging that on
14 August 28, 2024, Salinas Valley State Prison (“SVSP”) correctional officer R. Garcia used
15 excessive force on him, in violation of the Eighth Amendment. Plaintiff has requested a ninety-
16 day extension of time to file his opposition to the summary judgment motion, stating that he was
17 unaware of the deadline to file his opposition due to switching prisons and because he was
18 uncertain if the government shutdown had affected filing deadlines, and that he was in the SHU
19 with limited access to the law library. Dkt. No. 31. The Court DENIES this request as moot. The
20 Court granted defendant Garica’s motion for summary judgment on December 17, 2025, and
21 entered judgment in favor of Defendant and against Plaintiff that same day. Dkt. Nos. 27, 28.
22 This case is closed.

23 This order terminates Dkt. No. 31.

24 **IT IS SO ORDERED.**

25 Dated: 1/6/2026

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HAYWOOD S. GILLIAM, JR.
United States District Judge